FARAD CONSTITUTION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE,
NAGPUR BENCH, NAGPUR

CONTEMPT PETITION NO.22/2005

Sundeep Polymers Pvt. Ltd. and another
...Versus...
Ajeet Kumar, Assistant Commissioner & Recovery Officer

Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's orders.	Court's or Judge's Orders

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(S/Shri R.P. Joshi & P.A. Rajurkar, Advs. for petitioners)
(Shri R.S. Sundaram, Adv. for respondent)

CORAM:- A.B. CHAUDHARI, J.
DATED :- 13.07.2007.

Heard Shri Joshi, learned Counsel for the petitioners and Shri Sundaram, learned Counsel for the respondent.

Shri Joshi, learned Counsel for petitioners vehemently argued that the act of issuance of warrant under the provisions of the Employees' Provident Funds And Miscellaneous Provisions Act, 1952 was deliberate act on the part of the concerned officer/respondent and, therefore, unconditional apology which is being tendered today is nothing but a ruse to avoid the action against him by this

Court.

Shri Sundaram, learned Counsel for the respondent submits that the respondent has tendered unconditional apology for the lapse in issuing warrant of arrest. An affidavit has been filed on record to that effect.

Looking to the said affidavit, I am satisfied that the respondent can be let off from these proceedings by accepting his unconditional apology. The respondent shall remain careful in future since the issuance of warrant against a citizen is a serious act. Apology is accepted. The contempt proceedings are dropped. Contempt Petition is disposed of. No order as to costs.

JUDGE

ssw